IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 5TH FEBRUARY 2007 / 16TH MAGHA 1928

WP(C).No. 3840 of 2007(F)

PETITIONER:

KANDACHAMY, AGED 44 YEARS,
S/O. PAZHANI, UMAILAYAM, PROPRIETOR,
M/S. TATHA SONS ENTERPRISES, HPC DEALER,
BOOTHAVAZHI, AGALI P.O., PALAGHAT.

BY ADV. SMT.T.B.MINI

RESPONDENTS:
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1. HINDUSTAN PETROLEUM CORPORATION LTD.,
REPRESENTED BY SRI.REGIONAL MANAGER &
DULY CONSTITUTED ATTORNEY, REGIONAL OFFICE,
ELATHUR KOZHIKODE.

2. R. SELLA PRABHU,
SR.SALES OFFICER, PALAGHAT SALES AREA
HINDUSTAN PETROLEUM CORPORATION LTD.

3. ANPU, S/O. SANTHAKUMAR,
NAIKARWADY, AGALI P.O., WAYANAD.

BY ADV. SRI. A.M. SHAFFIQUE, SC FOR R1

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.3840 of 2007

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Dated this the 5th day of February, 2007.

JUDGMENT

Petitioner, being aggrieved by Ext.P8 decision suspending licence, has moved Ext.P9 invoking the arbitration clause in the agreement between the parties. If that is so, the Arbitration and Conciliation Act, 1996 will apply and govern the parties in relation to interim orders also.

Without prejudice to the right of the petitioner to move the appropriate authority under that statute for any interim relief, this writ petition is dismissed.

Thottathil B.Radhakrishnan,
Judge.

sl.